Case 1:21-cv-07838-MKV Document 10 Filed 11/09/21 Page 1 of 2

BAKER BOTTS IIP

30 ROCKEFELLER PLAZA NEW YORK, NEW YORK 10112-4498

TEL +1 212.408.2500 FAX +1 212.408.2501 BakerBotts.com BRUSSELS
DALLAS
DUBAI
HONG KONG
HOUSTON
LONDON

AUSTIN

MOSCOW

NEW YORK

PALO ALTO
RIYADH

SAN FRANCISCO

WASHINGTON

November 9, 2021

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 11/9/2021

Earl B. Austin TEL: 2149536542 FAX: 2146614542 earl.austin@bakerbotts.com

VIA ECF

Hon. Mary Kay Vyskocil United States District Judge United States District Court for the Southern District of New York 500 Pearl Street, Room 2230 New York, NY 10007

Re: Montefiore Medical Center et ano v. Aetna Health Inc. et ano, No. 21 Civ. 7838

Dear Judge Vyskocil:

The parties write jointly concerning the Court's November 3, 2021 Order directing Plaintiffs to serve a complaint in this action on Defendants on or before November 17, 2021. ECF No. 8. The parties are currently engaged in discussions regarding a potential resolution of this matter, and, to give additional time for those discussions, jointly request that the deadline for Plaintiffs to file and serve a complaint be extended until December 17, 2021. Accordingly, we respectfully request that the Court "so-order" this proposed extension of time. This is the parties' first request for such an extension.

Respectfully submitted,

BAKER BOTTS L.L.P.

/s/ Earl B. Austin

Earl B. Austin Brendan F. Quigley Eric Dupont

Attorneys for Defendants Aetna Health, Inc. and Aetna Health Insurance Company of New York

GARFUNKEL WILD, P.C.

/s/ Michael J. Keane
Michael J. Keane

BAKER BOTTS LLP

Hon. Mary Kay Vyskocil

- 2 -

November 9, 2021

111 Great Neck Road Great Neck, NY 11021

Attorneys for Plaintiffs Montefiore Medical Center, Montefiore New Rochelle Hospital, Montefiore Mount Vernon Hospital, Montefiore Nyack Hospital, St. Luke's Cornwall Hospital, Winifred M. Burke Rehab Hospital, and White Plains Hospital Medical Center

GRANTED. Plaintiffs' deadline to serve the complaint is extended from November 17, 2021 to December 17, 2021. SO ORDERED.

Date: 11/9/2021

New York, New York

Mary Kay Wskocil

United States District Judge